

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

UNITED STATES OF AMERICA,

Plaintiff.

V.

TRACEY BROWN,

Defendant.

Case No. 2:11-cr-0334-APG-GWF

**ORDER ACCEPTING MAGISTRATE  
JUDGE'S FINDINGS AND  
RECOMMENDATION ON MOTION TO  
DISMISS**

On August 13, 2014, defendant Tracey Brown filed a motion to dismiss counts 1 through 4. (Dkt. #124.) After briefing and a hearing, on September 19, 2014 Magistrate Judge Foley entered his Findings and Recommendation (Dkt. #133) recommending that the motion should be denied. Brown filed an Objection to the Report and Recommendation. (Dkt. #134.)

Pursuant to Local Rule IB 3-2, I have conducted a *de novo* review of the motion, Findings and Recommendation, and related papers. Judge Foley's Findings and Recommendation sets forth the proper legal analysis and factual basis for the decision. I find no reason to overturn his Findings and Recommendation. Accordingly,

**IT IS HEREBY ORDERED** that Magistrate Judge Foley's Findings and Recommendation is accepted and approved in its entirety. Defendant's Motion to Dismiss (Dkt. #124) is DENIED.

Dated: November 6, 2014.



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ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE